

**UNITED STATES BANKRUPTCY COURT  
Northern District of California**

**In Re:**

Doyle D. Heaton and Mary K. Heaton Debtor(s)

Bankruptcy Case No.: 10-40297

Chapter: 11

CV Anthony II, LLC, A California Limited Liability  
Company, its assignees and/or successors Plaintiff(s)

vs.

Adversary Proceeding No. 10-04063

Doyle D. Heaton et al. Defendant(s)

**SUMMONS AND NOTICE OF STATUS CONFERENCE  
IN AN ADVERSARY PROCEEDING**

YOU ARE SUMMONED and required to file a motion or answer to the complaint which is attached to this summons to the clerk of the bankruptcy court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall file a motion or answer to the complaint within 35 days.

United States Bankruptcy Court  
1300 Clay Street #300 (94612)  
Post Office Box 2070  
Oakland, CA 94604-2070

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Spencer P. Scheer  
Scheer Law Group  
155 N. Redwood Dr #100  
San Rafael, CA 94903

If you make a motion, your time to answer is governed by Bankruptcy Rule 7012.

YOU ARE NOTIFIED that scheduling conference of proceeding commenced by filing of the complaint will be held at the following time and place.

**DATE:** April 19, 2010

**TIME:** 10:00 AM

**LOCATION:** U.S. Bankruptcy Court, 1300 Clay St. Room 215, Oakland, CA 94612

**IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE  
CONSENT TO ENTRY OF A JUDGMENT BY BANKRUPTCY COURT AND JUDGMENT BY DEFAULT  
MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.**



For the Court:

Gloria L. Franklin  
Clerk of Court  
United States Bankruptcy Court

Dated: 3/2/10

John Bolts  
Deputy Clerk

## CERTIFICATE OF SERVICE

I, \_\_\_\_\_ (name), certify that service of this summons and copy of the complaint was made \_\_\_\_\_ (date) by:

- ☐ Mail Service: Regular, first class United States mail, postage fully pre-paid, addressed to:
  
- ☐ Personal Service: By leaving the process with defendant or with an officer or agent of defendant at:
  
- ☐ Residence Service: By leaving the process with the following adult as:
  
- ☐ Certified Mail Service on an Insured Depository Institution: By sending the process by certified mail addresses to the following officer of the defendant at:
  
- ☐ Publication: The defendant was served as follows: [Describe briefly]
  
- ☐ State Law: The defendant was served pursuant to the laws of State of \_\_\_\_\_, as follows: [Describe briefly]

If service was made by personal service, by residence service, or pursuant to state law, I further certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made.

Under penalty of perjury, I declare that the foregoing is true and correct.

Date \_\_\_\_\_

Signature \_\_\_\_\_

Print Name: \_\_\_\_\_

Business Address: \_\_\_\_\_

\_\_\_\_\_